

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

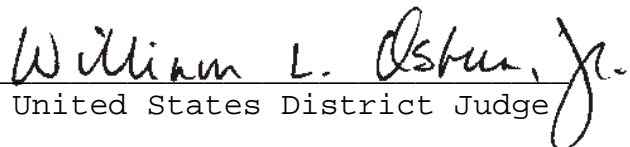
JESUS M. VAZQUEZ,	)	
	)	
Plaintiff,	)	
	)	1:10CV751
v.	)	
	)	
OFFICER WALN, Correctional	)	
Officer, J. KELLY, Unit Manager,	)	
T. HILDRETH, Unit Assistant	)	
Manager, and LEWIS SMITH,	)	
Administrative I Officer,	)	
	)	
Defendants.	)	

ORDER

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on November 30, 2011, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

The court hereby adopts the Magistrate Judge's Recommendation.

**IT IS THEREFORE ORDERED** that the motion to dismiss of Defendants J. Kelly, T. Hildreth, and Lewis Smith [Doc. 15] is **GRANTED**, and that the motion to dismiss of Defendant Waln [Doc. 20] is **GRANTED IN PART AND DENIED IN PART**.

  
United States District Judge

Date: February 14, 2012